



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

96-24

Weekly Summary of Orders and
Regulations

June 3 - June 7, 1996

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

96-5-40	49185	IN THE MATTER OF THE REVOCATION OF THE INTERSTATE SCHEDULED CERTIFICATE ISSUED TO PHOENIX LEASING CORPORATION D/B/A MID PACIFIC AIR IN ACCORDANCE WITH SECTION 204.7 OF THE DEPARTMENT'S REGULATIONS: The Department revokes the certificate of public convenience and necessity issued by Order 94-8-33 to Phoenix Leasing Corporation d/b/a Mid Pacific Air authorizing it to conduct interstate scheduled air transportation. Served 6-4-96	5-29-96
96-5-41	OST-96-1102 OST-96-1103	APPLICATIONS OF SKY TREK INTERNATIONAL AIRLINES, INC. FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN INTERSTATE AND FOREIGN CHARTER AIR TRANSPORTATION OF PERSONS, PROPERTY, AND MAIL: The Department tentatively finds that Sky Trek International Airlines, Inc., is fit, willing, and able to provide interstate and foreign charter air transportation of persons, property, and mail as a certificated air carrier. Served 6-4-96	5-29-96

Order	Docket	Summary	Date Action Taken
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96-5-42	OST-96-1315	<p>COMPLAINT OF AMERICAN AIRLINES, INC. AGAINST AEROVIAS NACIONALES DE COLOMBIA S. A. (“AVIANCA”), AEROLINEAS CENTRALES DE COLOMBIA (“ACES”), AND THE GOVERNMENT OF COLOMBIA UNDER 49 U.S.C. SECTION 41310:</p> <p>The Department approves American Airlines, Inc.’s complaint;</p> <p>Defers on the questions of sanctions.</p> <p>Served 6-5-96</p>	5-29-96
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96-5-43	49791 49792	<p>IN THE MATTER OF THE REVOCATION OF THE CERTIFICATES ISSUED TO HEMISPHERE INTERNATIONAL AIRLINES, INC., IN ACCORDANCE WITH SECTION 204.7 OF THE DEPARTMENT’S REGULATIONS:</p> <p>The Department grants the Petition of Hemisphere International Airlines, Inc., for Reconsideration of Orders 96-3-42 and 96-4-4.</p> <p>Upon reconsideration, affirms the decision of the Director, Office of Aviation Analysis revoking the interstate and foreign charter certificate authority granted to Hemisphere International Airlines, Inc., by Orders 95-3-27 and 95-5-7, for reason of dormancy.</p> <p>Served 6-5-96</p>	5-30-96
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96-5-44	OST-96-1284	<p>APPLICATION OF HEAVYLIFT-VOLGADNEPR LTD. FOR AN EXEMPTION UNDER 49 U.S.C. SECTION 40109(G):</p> <p>The Department confirms its oral action of April 24, 1996, granting the application of Heavylift-VolgaDnepr Ltd. for exemption authority to operate a cargo charter flight</p>	5-30-96
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carrying emergency cabotage traffic
consisting of helicopters between Bradley,
Connecticut, and Guam.
Served 6-5-96

96-5-45	OST-96-1187 OST-96-1184 OST-96-1156 OST-96-1096 OST-95-135 50372	APPLICATIONS OF VARIOUS FOREIGN AIR CARRIERS FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION: The Department confirms the actions described in the attached Notices of Action Taken, which granted certain foreign air carriers (1) exemptions from the provisions of section 41301, and where necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken. Served 6-6-96	5-31-96
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96-5-46	OST-96-1112 OST-96-1062 OST-96-1061 OST-95-946 OST-95-132 OST-95-107 Undoc'd	APPLICATIONS OF VARIOUS FOREIGN AIR CARRIERS FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION: The Department confirms the actions described in the attached Notices of Action Taken, which granted certain foreign air carriers (1) exemptions from the provisions of section 41301, and where necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken.	5-31-96
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Served 6-6-96

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96-6-1	OST-96-1167 45399	<p>ESSENTIAL AIR SERVICES AT FORT LEONARD WOOD, MISSOURI UNDER 49 U.S.C. 41731 ET SEQ.:</p> <p>The Department requires Trans States Airlines, Inc., d/b/a/ Trans World Express, to maintain essential air service at Fort Leonard Wood, Missouri, as set forth in Appendix C of Order 96-4-8, for an additional 30-day period through July 3, 1996, or until a carrier capable of providing reliable replacement service actually begins service, whichever occurs first.</p> <p>Served 6-7-96</p>	6-3-96
96-6-2	OST-96-1244	<p>The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed, which rescinds previously approved fare increases from Malawi with an intended effective date of April 1, 1996. The increases were disapproved by the government of Malawi.</p> <p>Served 6-7-96</p>	6-3-96
96-6-3	OST-96-1321	<p>The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which revises procedures governing the rounding-off of passenger fares and related charges expressed in terms of the Mexicana Nuevo peso to reflect recent monetary policy of the Mexican government.</p> <p>Served 6-7-96</p>	6-3-96

Order	Docket	Summary	Date Action Taken
96-6-4	OST-96-1330	The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which increases passenger fares (except add-ons and related charges) from Botswana to points throughout the world, including U.S. points, by five percent to help offset the continued depreciation of the Botswana pula.. Served 6-7-96	6-3-96
96-6-5	OST-96-1312	The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which increases passenger fares (except add-ons and related charges) from South Africa and Swaziland to points through the world, including U.S. points, by five percent to help offset the continued depreciation of the South African rand and its related currency, the Swaziland lilangeni. Served 6-7-96	6-3-96
96-6-6	OST-95-966 R-1 - R-29	The Department approves R-1 through R-29 of the IATA agreement in Docket OST-95-966, as listed in the attached appendix to this order, under 49 U.S.C. 41309; To the extent that R-1 through R-29 of the IATA agreement in Docket OST-95-966 are approved, the Department exempts any person affected by this order from the operation of the antitrust laws as provided in 49 U.S.C. 41308, concerning passenger agency matters. Served 6-7-96	6-3-96
96-6-7	OST-96-1322 OST-96-1323 R-1 - R-6	The Department approves and grants antitrust immunity to the IATA agreements contained in Dockets OST-96-1322 and OST-96-1323, set forth in finding paragraph 1 to this order, subject to the conditions	6-4-96

Order	Docket	Summary	Date Action Taken
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imposed therein, relating to TC31 Fares and Conditions.

Served 6-10-96

96-6-8	49184	<p>ESSENTIAL AIR SERVICE AT STAUNTON, VIRGINIA UNDER 49 U.S.C. 41731 ET SEQ.: The Department relies on Chautauqua Airlines, Inc., d/b/a USAir Express, to provide essential air service on a subsidy-free basis at Staunton, Virginia, beginning on the date that it institutes service. continued.....</p>	6-5-96
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96-6-8	49184	<p>continued..... Terminates the final rate of compensation for CCAir, Inc. d/b/a USAir Express, for the provision of essential air service at Staunton, Virginia, as established by Order 96-5-22, as of the date that Chautauqua Airlines, Inc., d/b/a USAir Express, institutes service at the community; Allows CCAir, Inc., d/b/a USAir Express, to suspend service at Staunton, Virginia, as of the date that Chautauqua Airlines, Inc., d/b/a USAir Express, institutes service at the community. Served 6-10-96</p>	6-5-96
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96-9-9	OST-96-1349 OST-96-1350	<p>NINETY-DAY NOTICE OF SIMMONS AIRLINES, INC. D/B/A AMERICAN EAGLE UNDER 49 U.S.C. 41734 AND 14 CFR PART 323 OF INTENT TO TERMINATE SERVICE AT ROCKFORD, ILLINOIS AND UNDER 49 U.S.C. 40109 FOR AN EXEMPTION FROM 90-DAY NOTICE REQUIREMENT TO TERMINATE SERVICE AT ROCKFORD, ILLINOIS: The Department takes no action to prohibits Simmons Airlines, Inc. from terminating its</p>	6-5-96
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scheduled service at Rockford, Illinois, effective August 4, 1996;
The Department grants the relief sought by Simmons Airlines, Inc. in its application for an exemption from the requirement to provide 90-days' advance notice of its proposed termination of scheduled service at Rockford, Illinois, effective August 12, 1996.
Served 6-10-96

96-6-10	OST-96-1251	<p>The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which rescinds all fare increases from Sudan adopted by the IATA conferences for intended effect April 1, 1996 in order to reflect accurate levels in the IATA data base. The rollback is necessary due to Sudan's decision to increase fares by 19 percent effective April 3, 1996, which supersedes the IATA increases.</p> <p>Served 6-11-96</p>	6-9-96
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96-6-11	OST-96-1351	<p>NINETY-DAY NOTICE OF INTENT OF WINGS WEST AIRLINES, INC. D/B/A AMERICAN EAGLE TO TERMINATE SERVICE AT OXNARD, CALIFORNIA, UNDER 49 U.S.C. 41734 AND 14 CFR PART 323:</p> <p>The Department takes no action to prohibit Wings West Airlines, Inc., d/b/a American Eagle from suspending service at Oxnard, California, as of September 4, 1996; Relies on Mesa Airlines, Inc., d/b/a United Express, to provide essential air service at Oxnard, California.</p>	6-5-96
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Served 6-11-96

96-6-12	OST-95-316	<p>U.S.-BRAZIL ALL CARGO SERVICE PROCEEDING: The Department finalizes its tentative findings and conclusions set forth in Order 96-3-39. Issues certificates of public convenience and necessity for primary authority to (a) American International Airways, Inc. to conduct scheduled all-cargo service between Miami and Brazil and (b) Polar Air Cargo, Inc. to conduct scheduled all-cargo service between the coterminal points Miami and Los Angeles and Brazil, and (2) issues backup certificates to (a) Southern Air Transport to conduct scheduled all-cargo service between continued.....</p>	5-30-96
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96-6-12	OST-95-316	<p>continued..... the coterminal points in Miami and Los Angeles and Brazil and (b) Tower Air, Inc., to conduct scheduled all-cargo service between Miami and Brazil. Allocates the required frequencies to conduct the operations authorized, denies the applications of the remaining applicants in this proceeding, and imposes a dormancy condition on all incumbent and newly-allocated frequencies. Served 6-10-96</p>	5-30-96
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Intervening numbers have not been released.

96-6-15	OST-96-1319	<p>IN THE MATTER OF THE CONTINUING FITNESS OF EXPRESS ONE INTERNATIONAL, INC. UNDER SECTION 41110(E) OF THE STATUTE: The Department finds that Express One International, Inc., continues to be fit to conduct its currently certificated all-cargo</p>	6-7-96
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operations and to commence its proposed scheduled passenger operations, and (2) reissue to Express One its certificate of public convenience and necessity authorizing interstate scheduled air transportation removing, in part, the restrictions imposed previously on the carrier's conduct of passenger operations. Served 6-7-96

ORDER NOT RELEASED AS OF JUNE 7, 1996:
96-6-13, 96-6-14

Order	Docket	Summary	Date Action Taken
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